

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 3, 2005**

No Minutes for January 3, 2005.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 4, 2005**

Court convened at 8:30am

Panel 1a
Present:
Ramirez, P.J.
Hollenhorst, J.
Gaut, J.
Elizabeth Ceballos, Deputy Clerk

E034765 People v. Deborah Davis

Merits. Cause called and Mark E. Reagan, Esq., and Elizabeth Plott Tyler, Esq., argued for appellant; Brian V. Frankel, Deputy Attorney General, argued for respondent. Cause submitted.

E035081 People v. Richard Michael Loza

Merits. Cause called and Charles J. Schurter, Esq., argued for appellant; Lynne G. McGinnis, Deputy Attorney General, argued for respondent. Cause submitted.

Panel 1
Present:
Hollenhorst, Acting P.J.
McKinster, J.
Richli, J.
Elizabeth Ceballos, Deputy Clerk

**E035799 In re Daryl B. et al., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Bridgett H.**

Merits. Cause called and Konrad S. Lee, Esq., argued for appellant; Robert Pepper, Deputy County Counsel, argued for respondent; Sharon M. Jones, Esq., argued for the minor. Cause submitted.

E033887 People v. Eileen M. Merchant et al.

Merits. Cause called and John L. Dodd, Esq., argued for appellant Eileen Merchant; Ellen M. Matsumoto, Esq., argued for appellant Michael Gramaje; Lynne G. McGinnis, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Panel 1a

Present:

Ramirez, P.J.

Hollenhorst, J.

Gaut, J.

Elizabeth Ceballos, Deputy Clerk

E035082 People v. Mary Yolanda Grover

Merits. Cause called and Richard E. Holly, Esq., argued for appellant; Lynne G. McGinnis, Deputy Attorney General, argued for respondent. Cause submitted.

**E035526 In re Ashley D., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Hazel D.; Ashley D.**

Merits. Cause called and Richard Pfeiffer, Esq., argued for appellant; Robert Pepper, Deputy County Counsel, argued for respondent; Konrad S. Lee, Esq., argued for the minor. Cause submitted.

**E035877 In re Harmony B., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Mandy D. et al.**

Merits. Cause called and Sharon Rollo, Esq., argued for appellant Mandy D.; Andrea St. Julian, Esq., argued for appellant Ezequiel B.; Alice C. Shotton, Esq., argued for appellant Ruth B.; Robert Pepper, Deputy County Counsel, argued for respondent; Harry Zimmerman, Esq., argued for the minor. Cause submitted.

**E036336 In re Theresa E., a Person Coming Under the Juvenile Court Law.
Department of Children's Services v. Luz G.**

Merits. Cause called and Diana W. Prince, Esq., argued for appellant; Julie J. Surber, Deputy County Counsel, argued for respondent; Konrad S. Lee, Esq., argued for the minor. Cause submitted.

E033799 People v. Craig E. Duncanson

Merits. Cause called and Jean Matulis, Esq., argued for appellant; Marilyn L. George, Deputy Attorney General, argued for respondent. Cause submitted.

E034332 People v. Michael J. Rodriguez

Merits. Cause called and Patricia A. Scott, Esq., argued for appellant; Roberta L. Davis, Deputy Attorney General, argued for respondent. Cause submitted.

E034960 People v. Trayvon Rena Haynes

Merits. Cause called and Richard L. Schwartzberg, Esq., argued for appellant; Marilyn L. George, Deputy Attorney General, argued for respondent. Cause submitted.

E035432 People v. Jose Colina Balacuit

Merits. Cause called and Patrick J. Hennessey, Esq., argued for appellant; Marilyn L. George, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30pm

Panel 2

Present:

Hollenhorst, Acting P.J.

Richli, J.

King, J.

Steven McElroy, Deputy Clerk

E035717 Cale Michael Valdez v. Riverside Superior Court

Merits. Cause called and Richard V. Myers, Deputy Public Defender, argued for petitioner; Dan Ackerman, Deputy District Attorney, argued for real party in interest. Cause submitted.

Court recessed.

Court reconvened.

Panel 2a

Present:

Richli, Acting P.J.

Ward, J.

King, J.

Steven McElroy, Deputy Clerk

**E035769 In re Gary Z., a Person Coming Under the Juvenile Court Law.
Department of Children's Services v. Gary Z. et al.**

Merits. Cause called and Michael D. Randall, Esq., argued for appellant Gary Z.; Sharon Rollo, Esq., argued for appellant Kalise Z.; Danielle E. Wuchenich, Deputy County Counsel, argued for respondent; Konrad S. Lee, Esq., argued for the minor. Cause submitted.

E033392 People v. Rodney J. Washington

Merits. Cause called and Leslie Conrad, Esq., argued for appellant; Jeffrey J. Koch, Deputy Attorney General, argued for respondent. Cause submitted.

E034549 People v. Robert Wade Whitman

Merits. Cause called and Nancy J. King, Esq., argued for appellant; Lilia E. Garcia, Deputy Attorney General, argued for respondent. Cause submitted.

Court adjourned.

- E034071* People v. Michael Allan Joy Modification of Opinion**
 No change in judgment.
 Petition for rehearing denied.
 Richli, Acting P.J.
 We concur: Gaut, J., King, J.
 *CERTIFIED FOR PARTIAL PUBLICATION
- E035748 People v. Deni Lamont Paulk Opinion**
 Judgment affirmed.
 Hollenhorst, Acting P.J.
 We concur: Richli, J., King, J.
- E035625 People v. Jorge Duarte Garcia Opinion**
 Judgment affirmed.
 Ramirez, P.J.
 We concur: McKinster, J., Richli, J.
- E033804 California First Amendment Coalition et al., v.
 San Antonio Water Company Opinion**
 Judgment reversed.
 Ward, J.
 We concur: Ramirez, P.J., Richli, J.
- The following case is submitted this date:**
- E035992 People v. William S. Morton**

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 5, 2005**

Court convened at 8:30am

Panel 3

Present:

Ramirez, P.J.

Richli, J.

King, J.

Ann Dee Smith, Deputy Clerk

E033552 Southwest Development Group, Inc. v. Blue Cross of California

Merits. Cause called and Gerald Miller, Esq., argued for Blue Cross of California; Scott B. Garner, Esq., argued for Southwest Development Group, Inc. Cause submitted.

Court recessed.

Court reconvened

Panel 3b

Present:

McKinster, Acting P.J.

Richli, J.

Gaut, J.

Ann Dee Smith, Deputy Clerk

E035412 Stanley Roy et al. v. Lucky Star Industries, Inc.

Merits. Cause called and Steven J. Horn, Esq., argued for petitioners; Terry S. Kaplan, Esq., argued for real party in interest; Pamela Dunn, Esq., argued for amicus curiae, Association of Southern California Defense Counsel. Cause submitted.

Court recessed.

Court reconvened

Panel 3
 Present:
 Ramirez, P.J.
 Richli, J.
 King, J.
 Ann Dee Smith, Deputy Clerk

E035674 Jason Rubin, as Co-Trustee, etc. et al. v. David Ross et al.

Merits. Cause called and Robert E. Gentino, Esq., argued for appellants; Mitchell Reed Sussman, Esq., argued for respondents. Cause submitted.

Court recessed.

Court reconvened.

Panel 3a
 Present:
 Ramirez, P.J.
 Richli, J.
 Gaut, J.
 Ann Dee Smith, Deputy Clerk

**E034443 In re the Marriage of Beverly and Donald Coduto
 Beverly Coduto v. Donald Coduto**

Merits. Cause called and Beverly Coduto, argued as appellant in propria persona; Daniel W. Rinaldelli, Esq., argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 3c
 Present:
 Hollenhorst, Acting P.J.
 McKinster, J.
 Gaut, J.
 AnnDee Smith, Deputy Clerk

**E035224 In re the Marriage of Murrell and Melinda O'Connor
 Murrell O'Connor v. Melinda O'Connor**

Merits. Cause called and Kathleen Bryan, Esq., argued for appellant; respondent waives oral argument, no appearance. Cause submitted.

Court recessed.

Court reconvened.

Panel 3d

Present:

Hollenhorst, Acting P.J.

McKinster, J.

Richli, J.

AnnDee Smith, Deputy Clerk

E035581 Marc J. Paquet et al. v. Wells Fargo Bank et al.

Merits. Cause called and D. Scott Doonan, Esq., argued for appellants; Daniel R. Wildish, Esq., argued for respondents. Cause submitted.

E034893 Clarence McCormick et al. v. Frank Ryan et al.

Merits. Cause called and Ely Todd Chayet, Esq., argued for appellants; Steven Lee Saldo, Esq., argued for respondents. Cause submitted.

Court recessed.

Court reconvened at 1:30pm

Panel 4a

Present:

Hollenhorst, Acting P.J.

Ward, J.

Gaut, J.

Kelly Conn, Deputy Clerk

E035215 Theodore Derbish etc., et al. v. State of California

Merits. Cause called and Jeffrey Isaac Ehrlich, Esq., argued for appellants; Paul R. Brown, Esq., argued for respondent. Cause submitted.

E035603 Magloma, Inc. v. Shahram Mouzoon et al.

Merits. Cause called and Mark E. Joseph, Esq., argued for appellant; David H. Ricks, Esq., argued for respondents. Cause submitted.

**E035999 In re Breanna W. et al., Persons Coming Under the Juvenile Court Law.
Department of Children's Services v. James W.**

Merits. Cause called and Ellen Louise Bacon, Esq., argued for appellant; Ramona E. Verduzco, Deputy County Counsel, argued for respondent; Richard Pfeiffer, Esq., argued for the minors. Cause submitted.

E035536 Desert Equipment v. S&D Indian Palms California, Ltd. et al.

Merits. Cause called and Douglas S. Phillips, Esq., argued for appellant; Rick M. Stein, Esq., argued for respondent. The court orders parties to appear for settlement conference to be set at a later date. Cause submitted.

E035085 George Kibler v. Northern Inyo Co. Local Hospital Dist et al

Merits. Cause called and Donald W. Odell, Esq., argued for appellant; Carlo Coppo, Esq., argued for respondents. Cause submitted.

E035902 Aushaunti Levy et al. v. County of Riverside

Merits. Cause called and Stephen P. Ajalat, Esq., argued for appellants; Christopher D. Lockwood, Esq., argued for respondent. Cause submitted.

Court adjourned.

E033754 People v. Jason M. Racca**Opinion**

Judgment affirmed.

McKinster, Acting P.J.

I concur: Richli, J.

I concur and dissent: Gaut, J.

E035679 People v. Fernando Galvan**Opinion**

Judgment affirmed with direction.

Ramirez, P.J.

We concur: McKinster, J., Richli, J.

E035616 Gerald Kupka et al. v. City of Adelanto

Respondent's petition for rehearing is denied.

**E035875 In re Katrina R., a Person Coming Under the Juvenile Court Law
Department of Children's Services v. Bryan R.****E036360 In re Bryan R. on Habeas Corpus****Modification of Opinion**

No change in judgment.

Petition for rehearing denied.

Gaut, J.

We concur: Ramirez, P.J., Richli, J.

The following cases are submitted this date:

**E036475 In re Cedric H. et al., Persons Coming Under the Juvenile Court Law.
Department of Public Social Services v. K.M.****E036626 People v. Jose Hernandez****E036038 In re Roland B. et al., Persons Coming Under the Juvenile Court Law.
Department of Children's Services v. Debra B. et al.****E036354 People v. Mark Guajardo**

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 6, 2005**

E034707 People v. Rayder W. Johnson
Appellant's petition for rehearing is denied.

Order

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 7, 2005**

- E035322* People v. Francis Spence Opinion**
Judgment affirmed.
Ramirez, P.J.
We concur: McKinster, J., Richli, J.
*CERTIFIED FOR PUBLICATION
- E034792 People v. Francisco Delacruz Ibarra Opinion**
Judgment affirmed with directions.
Ramirez, P.J.
We concur: Richli, J., King, J.
- E035717 Cale Michael Valdez v. Riverside Superior Court; The People Opinion**
Petition Denied.
Hollenhorst, Acting P.J.
We concur: Richli, J., King, J.
- E035769 In re Gary Z., a Person Coming Under the Juvenile Court Law.
Department of Children's Services v. Gary Z. et al. Opinion**
Judgment affirmed.
Richli, Acting P.J.
We concur: Ward, J., King, J.
- E036862 Yvette H. v. The Superior Court of the County of San Bernardino;
San Bernardino County Department of Children's Services Opinion**
Petition denied.
Richli, J.
We concur: Hollenhorst, Acting P.J., King, J.
- E035992 People v. William Schell Morton Opinion**
Judgment affirmed as modified.
Richli, J.
We concur: McKinster, Acting P.J., Gaut, J.

E035082 People v. Mary Yolanda Grover

Opinion

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., Gaut, J.

E035603 Magloma, Inc. v. Shahram Mouzoon et al.

Opinion

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: Ward, J., Gaut, J.

The following cases are submitted this date:

E035973 People v. Linda M. Fill

E036479 People v. Christina Valley

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 10, 2005**

- E035081 People v. Richard Michael Loza Opinion**
Judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., Gaut, J.
- E035877* In re Harmony B., a Person Coming Under the Juvenile Court Law;
Department of Public Social Services v. Ezekquiel B. et al. Opinion**
Grandmother's appeal is dismissed. In all other respects, judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., Gaut, J.
CERTIFIED FOR PARTIAL PUBLICATION
- E033930 Terry Blankenbaker et al. v. Janet K. Ingram et al. Opinion**
Judgment reversed.
Ramirez, P.J.
We concur: Richli, J., Ward, J.
- E035302 People v. Daniel Torres Opinion**
Judgment affirmed.
Ward, J.
We concur: Ramirez, P.J., McKinster, J.
- E033552 Southwest Development Group, Inc. v. Blue Cross of California Opinion**
Judgment affirmed with directions.
King, J.
We concur: Ramirez, P.J., Richli, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 11, 2005**

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| E035902 | Aushaunti Levy et al. v. County of Riverside
Judgment affirmed.
Gaut, J.
We concur: Hollenhorst, Acting P.J., Ward, J. | Opinion |
| E035432 | People v. Jose Colina Balacuit
Judgment affirmed.
Gaut, J.
We concur: Ramirez, P.J., Hollenhorst, J. | Opinion |
| E034443 | In re the Marriage of Beverly and Donald Coduto
Beverly Coduto v. Donald Coduto
Judgment affirmed.
Gaut, J.
We concur: Ramirez, P.J., Richli, J. | Opinion |
| E035085 | George Kibler v. Northern Inyo Co. Local Hospital District et al
Judgment affirmed.
Gaut, J.
We concur: Hollenhorst, Acting P.J., Ward, J. | Opinion |
| E036336 | In re Theresa E. a Person Coming Under the Juvenile Court Law
Department of Children's Services v. Luz G.
Judgment affirmed.
Gaut, J.
We concur: Ramirez, P.J., Hollenhorst, J. | Opinion |
| E035526 | In re Ashley D., a Person Coming Under the Juvenile Court Law
Department of Public Social Services v. Hazel D.
Judgment affirmed.
Gaut, J.
We concur: Ramirez, P.J., Hollenhorst, J. | Opinion |

E036426 In re Brittany N., A Person Coming Under the Juvenile Court Law
Department of Public Social Services v. Judy H. Opinion

Judgment affirmed.

Ward, J.

We concur: Hollenhorst, Acting P.J., King, J.

E035319 In re Antonio T., A Person Coming Under the Juvenile Court Law.
People v. Antonio T. Opinion

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., McKinster, J.

E036475 In re C.H. et al., Persons Coming Under the Juvenile Court Law
Department of Public Social Services v. K.M. Opinion

Judgment affirmed.

King, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

E035215 Theodore Derbish etc., et al. v. Department of Transportation Opinion

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: Ward, J., Gaut, J.

E034938 People v. Lester Carliscril Johnson Opinion

Judgment affirmed.

Gaut, J.

We concur: Ramirez, P.J., Hollenhorst, J.

E035674 Jason Rubin, as Co-Trustee, etc. et al., v. David Ross et al.,

Judgment affirmed.

Ramirez, P.J.

We concur: Richli, J., King, J.

The following cases are submitted this date:

E034123 People v. Jose Frank Barron
E034695 People v. Desinique Toussaint Rivers
E035036 Robin Smith v. George T. Ricks
E035233 People v. David Alcaron Avina
E035374 People v. Shane Adam Rector

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 12, 2005**

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| E035748 | People v. Deni Lamont Paulk
Change in judgment.
Petition for rehearing denied.
Hollenhorst, Acting P.J.
We concur: Richli, J., King, J. | Modification of Opinion |
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| E034034 | People v. Jonathan Tyrone King
No change in judgment.
Petition for rehearing denied.
Hollenhorst, Acting P.J.
We concur: Richli, J., King, J. | Modification of Opinion |

The following cases are submitted this date:

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| E036239 | In re Adrian C., a Person Coming Under the Juvenile Court Law.
People v. Adrian C. |
| E036072 | In re Steven A., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Steven A. |

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 13, 2005**

The Court of Appeal, fourth Appellate District, Division Two, met in special session at 9:00 a.m., at Pacific High School, San Bernardino, California.

Court convened at 9:00am

Panel 1a

Present:

McKinster, Acting P.J.

Richli, J.

Gaut, J.

Elizabeth Ceballos, Deputy Clerk

Michelle Parlapiano, Deputy Clerk

E034872 People v. Edwardo Torres

Merits. Cause called and Richard L. Schwartzberg, Esq., argued for appellant; Douglas C.S. Lee, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 1

Present:

Hollenhorst, Acting P.J.

Ward, J.

King, J.

Elizabeth Ceballos, Deputy Clerk

Michelle Parlapiano, Deputy Clerk

E033784 People v. Robert W. Overman

Merits. Cause called and Wilson A. Schooley, Esq., argued for appellant; Erika Hiramatsu, Deputy Attorney General, argued for respondent. Cause submitted.

Court adjourned.

E034151 People v. Jose Antonio Estrella

Judgment affirmed with directions.

Opinion

King, J.
We concur: Ramirez, P.J., Hollenhorst, J.

17

E033156 People v. Maynor Geovani Aceituno

Opinion

Judgment affirmed.

King, J.

We concur: Hollenhorst, Acting P.J., McKinster, J.

The following cases are submitted this date:

**E036255 In re Cheryl H. et al., Persons Coming Under the Juvenile Court Law
Department of Public Social Services v. Cheryl H.**

E036616 People v. Julie Anne Drury

E036648 People v. Darren Cindrich

E036716* People v. Darren Cindrich
*Consolidated with E036648

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 14, 2005**

- E033488 People v. Alejandro Martinez Alcaraz et al.,** **Opinion**
Judgment affirmed with directions
Ramirez, P.J.
We concur: Hollenhorst, J., King, J.
- E034960 People v. Trayvon Rena Haynes** **Opinion**
Judgment affirmed.
Gaut, J.
We concur: Ramirez, P.J., Hollenhorst, J.
- E035999 In re Breanna W. et al., Persons Coming Under the Juvenile Court Law.**
Department of Children's Services v. James W. **Opinion**
Judgment affirmed.
Ward, J.
We concur: Hollenhorst, Acting P.J., Gaut, J.
- E036072 In re Steven A. III, a Person Coming Under the Juvenile Court Law**
Riverside County Department of Public Social Services v. Steven A. **Opinion**
Judgment affirmed.
McKinster, Acting P.J.
We concur: Richli, J., Gaut, J.
- E035433 Kathryn Justice et al. v. Loma Linda University Medical Center et al.** **Opinion**
Judgment affirmed.
Ward, J.
We concur: Ramirez, P.J., Richli, J.
- E034566 People v. Malcolm Lewis Beamon, Jr.** **Opinion**
Judgment affirmed.
Ramirez, P.J.
We concur: Richli, J., King, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 17, 2005**

Holiday.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 18, 2005**

- E035224 In re the Marriage of Murrell O'Connor and Melinda O'Connor;
Murrell O'Connor v. Melinda O'Connor Opinion**
Judgment affirmed.
McKinster, J.
We concur: Hollenhorst, Acting P.J., Gaut, J.
- E035038 Dale Blackwell v. City of San Bernardino Opinion**
Judgment affirmed.
McKinster, J.
We concur: Hollenhorst, Acting P.J., Richli, J.
- E035581 Marc J. Paquet et al. v. Wells Fargo Bank et al. Opinion**
Judgment affirmed.
McKinster, J.
We concur: Hollenhorst, Acting P.J., Richli, J.
- E034695 People v. Desinique Toussaint Rivers Opinion**
Judgment affirmed.
Gaut, J.
We concur: McKinster, Acting P.J., Richli, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 19, 2005**

The following cases are submitted this date:

E035883	In re C.J., a Person Coming Under the Juvenile Court Law. Department of Public Social Services v. Michael J.
E035103	People v. Timothy Duane Prather
E035097	Anita L. Bochman v. John J. Pugh et al.
E035026	People v. Harvey Leroy Townes
E036576	In re B.T., a Person Coming Under the Juvenile Court Law. Department of Children's Services v. Faith T.
E035001	David Mullican v. City of Ontario et al.

E035036 Robin Smith v. George T. Ricks

Opinion

Judgment affirmed.

Gaut, J.

We concur: Ramirez, P.J., Richli, J.

E033487 People v. Robert Lee Smith

Modification of Opinion

No change in judgment.

Petition for rehearing denied.

Ramirez, P.J.

I concur: Hollenhorst, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 20, 2005**

No Minutes for January 20, 2005.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 21, 2005**

E035643 People v. Manuel Antonio Vasquez

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., Gaut, J.

The following cases are submitted this date:

E036979 Cindy C. v. Superior Court; Department of Children's Services

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 24, 2005**

E034525 People v. Jose Andres Carrillo Opinion
Judgment affirmed.
Ramirez, P.J.
We concur: Richli, J., King, J.

E036368 People v. Dion Anthony Thompson Opinion
Judgment affirmed.
Ramirez, P.J.
We concur: McKinster, J., Richli, J.

The following cases are submitted this date:

**E036623 In re Brandi H., a Person Coming Under the Juvenile Court Law.
Department of Children's Services v. Lea H.**

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 25, 2005**

**E036255 In re Cheryl H., A Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Cheryl H. Opinion**
Judgment affirmed.
Hollenhorst, Acting P.J.
We concur: McKinster, J., Ward, J.

The following cases are submitted this date:

**In re D.G., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Dameon G., Sr.
In re E.H., a Person Coming Under the Juvenile Court Law.
Department of Children's Services v. Lila M.
In re Tyler P., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. S.R.
In re D.B., a Person Coming Under the Juvenile Court Law.
Department of Children's Services v. J.S.
In re H.S., a Person Coming Under the Juvenile Court Law.
Department of Children's Services v. D.S. et al.
In re Christopher G., a Person Coming Under the Juvenile Court Law.
People v. Christopher G.
People v. Michael Allen Hawkins
People v. Cynthia Marie Jackson
People v. Eric Alan Aubry
People v. Gary Chlad
People v. David Eric Williams
People v. Sergio Ernest Lopez
Dwayne McKinney v. County of Orange et al.
Jane M. Stroup v. City of Victorville et al.**

E036239 In re Adrian C., A Person Coming Under the Juvenile Court Law.
People v. Adrian C. Opinion
Judgment affirmed.
Richli, J.
We concur: McKinster, Acting P.J., Gaut, J.

E036139	People v. Lawrence Kelly Painter	Opinion
	Judgment affirmed.	
	Ramirez, P.J.	
	We concur: Hollenhorst, J., Gaut, J.	

E036369	People v. Ismael Gamaliel Palomino	Opinion
	Judgment affirmed with directions. Ramirez, P.J. We concur: Hollenhorst, J., Gaut, J.	

The following case has been submitted this date:

E036191 People v. Orlin Escalon

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 27, 2005**

The following case is submitted this date:

E034863 People v. Kevin D. Finch

E035233 People v. David Alarcon Avina

Judgment affirmed as modified.

Richli, J.

We concur: McKinster, Acting P.J., Gaut, J.

Opinion

E036616 People v. Julie Anna Drury

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., Gaut, J.

Opinion

**E036528 In re D.G., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Dameon G., Sr.**

Judgment affirmed.

McKinster, Acting P.J.

We concur: Richli, J., Gaut, J.

Opinion

E036265 People v. Kent Edward Browner

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., Gaut, J.

Opinion

E034254 People v. Mario Martin Horvath

Judgment affirmed in part, reversed in part.

Gaut, J.

I concur: Richli, J.

I dissent: Ramirez, P.J.,

Opinion

- E036577 In re H.S., a Person Coming Under the Juvenile Court Law.
Department of Children's Services v. D.S. et al. Opinion**
Judgment affirmed.
McKinster, Acting P.J.
We concur: Richli, J., Gaut, J.
- E033799 People v. Craig Edward Duncanson Opinion**
Judgment affirmed.
Hollenhorst, J.
I concur: Ramirez, P.J.
I dissent: Gaut, J.
- E033887 People v. Eileen M. Merchant et al. Opinion**
Judgment affirmed as to defendant Michael C. Gramaje. Affirmed as modified with
directions as to defendant Eileen M. Merchant.
McKinster, J.
We concur: Hollenhorst, Acting P.J., Richli, J.
- E035374 People v. Shane Adam Rector Opinion**
Judgment affirmed.
Richli, J.
We concur: McKinster, Acting P.J., Gaut, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 28, 2005**

- E036623 In re Brandi H. et al., Persons Coming Under the Juvenile Court Law
San Bernardino County Department of Children's Services v. Lea H.**
Judgment affirmed. **Opinion**
Gaut, J.
We concur: McKinster, Acting P.J., Richli, J.
- E035913 People v. Gary Chlad** **Opinion**
Judgment affirmed.
Richli, J.
We concur: McKinster, Acting P.J., Gaut, J.
- E035103 People v. Timothy Duane Prather** **Opinion**
Judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., King, J.
- E035883 In re C.J., a Person Coming Under the Juvenile Court Law
Riverside County Department of Public Social Services v. Michael J.**
Judgment affirmed. **Opinion**
Hollenhorst, J.
We concur: Ramirez, P.J., King, J.
- E033503* People v. Lonnie Lee Poslof**
Judgment affirmed.
Gaut, J.
We concur: Hollenhorst, Acting P.J., Richli, J.
*CERTIFIED FOR PUBLICATION

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
January 31, 2005**

- E036576 In re B.T. et al., Persons Coming Under the Juvenile Court Law.
Department of Children's Services v. Faith T. Opinion**
Judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., King, J.
- E036061 In re Christopher G., a Person Coming Under the Juvenile Court Law.
People v. Christopher G. Opinion**
Judgment affirmed.
Richli, J.
We concur: McKinster, Acting P.J., Gaut, J.
- E034908* Gary Penrod v. County of San Bernardino Opinion**
Judgment affirmed.
Gaut, J.
I concur: Richli, J.
I concur by opinion: Ramirez, J.
*CERTIFIED FOR PUBLICATION
- E035026 People v. Harvey Leroy Townes Opinion**
Judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., King, J.
- E034816 People v. Eric Alan Aubry Opinion**
Judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., King, J.
- E035228* ABF Capital Corporation v. Grove Properties Company et al. Opinion**
Judgment reversed with directions.
Ward, J.
We concur: Ramirez, P.J., Richli, J.
*CERTIFIED FOR PUBLICATION

- E036865 J.P. v. Superior Court of the County of San Bernardino;
Department of Children's Services** **Opinion**
Petition denied.
Gaut, J.
We concur: Ramirez, P.J., King, J.
- E036628 In re R. R., a Person Coming Under the Juvenile Court Law
Department of Public Social Services v. C.T.** **Opinion**
Judgment affirmed.
King, J.
We concur: Ramirez, P.J., Hollenhorst, J.
- E036610 In re D.B., a Person Coming Under the Juvenile Court Law.
Department of Children's Services v. J.S.** **Opinion**
Judgment affirmed.
Richli, J.
We concur: McKinster, Acting P.J., Gaut, J.
- E035097 Anita Bochman v. John J. Pugh et al.** **Opinion**
Judgment affirmed.
Hollenhorst, Acting P.J.
We concur: McKinster, J., King, J.
- E035607 People v. Sergio Ernest Lopez** **Opinion**
Judgment affirmed.
Richli, J.
We concur: McKinster, Acting P.J., Gaut, J.
- E035019 People v. Dell Joseph Hernandez** **Opinion**
Judgment affirmed as modified.
Richli, J.
We concur: Hollenhorst, Acting P.J., King, J.
- E036354 People v. Mark Espinoza Guajardo** **Opinion**
Judgment affirmed.
Ramirez, P.J.
We concur: Gaut, J., King, J.
- E036054 People v. Robert W. Jager, Jr.** **Opinion**
Judgment affirmed.
Ramirez, P.J.
We concur: Gaut, J., King, J.